

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C 20554

MAY 10 2004

FILE 7

OFFICE OF
MANAGING DIRECTOR

Donna Lycans
President
Lycom Communications, Inc.
Post Office Box 1114
Louisville, KY 40230

Re: FY 2003 Regulatory Fee
Fee Control No. 00000RROG-04-056
Bill No. FY0420000174

Dear Ms. Lycans:

This is in response to your request dated March 31, 2004 filed on behalf of Lycom Communications, Inc. (Lycom) for waiver of the late payment penalty associated with the fiscal year (FY) 2003 regulatory fee. Our records reflect that your \$1,152.36 regulatory fee was processed by the Commission on February 23, 2004, and \$50.00 was received towards the late payment penalty on April 7, 2004, but that we have not yet received the balance due on your late payment penalty of \$238.09.

In support of your waiver request, you explain that you did not receive forms to fill out for regulatory fees. You explain further that after you discovered that you had not received them, you called the FCC and were informed that you could obtain them on the Internet. You request the waiver because you were not notified.

The Commission's rules are clear that licensees such as Lycom are required to pay to the Commission an annual regulatory fee in a timely manner. *See* 47 C.F.R. §1.1157; *see also Assessment and Collection of Regulatory Fees for Fiscal Year 2003*, Report and Order, 18 FCC Rcd 15,985 (2003); 47 U.S.C. §159. It is the obligation of the licensees responsible for regulatory fee payments to ensure the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. *See* 47 C.F.R. § 1.1157. As a Commission licensee, Lycom is charged with the responsibility to familiarize itself with the Commission's rules and requirements. Therefore, although you may lack familiarity with the Commission's rules and policies governing regulatory fee payments, this does not mitigate or excuse Lycom's failure to pay the FY 2003 regulatory fee in a timely manner. The Commission has repeatedly held that "[l]icensees are expected to know and comply with the Commission's rules and regulations and will not be excused for violations thereof, absent clear mitigating circumstances." *Sitka Broadcasting Co., Inc.*, 70 FCC 2d 2375, 2378 (1979), *citing Lowndes County Broadcasting Co.*, 23 FCC 2d 91 (1970) and *Emporium Broadcasting Co.*, 23 FCC 2d 868 (1970). Furthermore, the Communications Act of 1934, as amended, requires the Commission to assess a late charge penalty of 25 percent on any regulatory fee not paid in a timely manner. 47 U.S.C. §159(c).

Donna Lycans, President

2.


For the reasons discussed above, we deny your request to waive the penalty for late payment of the FY 2003 regulatory fee.

Payment of Lycom Communications Inc.'s \$238.09 balance of its late payment penalty for its FY 2003 regulatory fee is now due. It should be submitted, together with a copy of Bill Number FY0420000174, within 30 days of the date of this letter.

If you have any questions concerning this matter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



 Mark A. Reger
Chief Financial Officer

~~CONFIDENTIAL NO 040405 834027005~~
00900 RROG - 04-056

MARCH 31, 2004

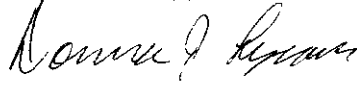
LYCOM COMMUNICATIONS INC.
PO BOX 1114
LOUISIANA, KY 41230

TO: FEDERAL COMMUNICATIONS COMMISSION
RE: ASSESS PENALTY FOR LATE REGULATORY FEE

DEAR FCC,

WE DID NOT RECEIVE FORMS TO FILL OUT FOR REGULATORY FEES.
AFTER I DISCOVERED WE HADN'T RECEIVED THEM I CALLED AND A FCC
WORKER INFORMED ME THAT WE HAD TO GO ON THE INTERNET AND
LOOK THEM UP, WHICH WE DID. SINCE I WAS NOT NOTIFIED, I AM ASKING
THAT THE PENALTY IS WAIVED.

SINCERELY,


DON S. J. LYCANS
PRESIDENT

APR 08 2004

ARR025
4/13/2004
11 06:25

IFMIS ACCOUNTS RECEIVABLE - (c) DSG, Inc
OPEN BILL DOCUMENTS

PAGE 1
4/13/2004
11:06 25

CUST NO DOCUMENT NO

0008064214 0420000174

BILL AMT: \$288.09 BILL PAID: \$50 00 BILL BAL DUE: \$238 09 TOTAL DUE \$238 09
INT DUE \$0.00 PEN DUE: \$0 00 ADMIN DUE \$0 00
TRAN TYPE: FINE RELEASE DATE 2/25/04 DUE DATE 3/26/04 TRANS DATE 2/25/04
BILL CYCLE: REFERRAL CODE: 00015995 ACCT PERIOD 5
BILL DESC: Assess penalty for late regulatory fee EFT

bill #
SEQ 1 ITEM AMT: \$288.09 ITEM PAID: \$50 00 ITEM BAL DUE: \$238.09
PRODUCT 0399 QTY 1 DOC STATUS 0 STATUS DT 3/26/04
CODE VLTN: BUR FILE NO 0402248835 BUREAU NAME:
IDENTIFIER COMMENTS payment not received by 09/25/03
CONTACT NAME: CONTACT NO:
BFY 2003 FUND. 08 PROG. 90 ORG 9500 PROJ 065 BOC 0199 TYPE:

0008064214 0432340003

BILL AMT: \$3,000 00 BILL PAID: \$0.00 BILL BAL DUE: \$3,000.00 TOTAL DUE \$3,000 00
INT DUE: \$0 00 PEN DUE: \$0.00 ADMIN DUE: \$0 00
TRAN TYPE: NAL RELEASE DATE: 2/27/04 DUE DATE: 3/27/04 TRANS DATE 3/23/04
BILL CYCLE: REFERRAL CODE EFT ACCT PERIOD 6
BILL DESC:

SEQ 1 ITEM AMT \$3,000 00 ITEM PAID \$0 00 ITEM BAL DUE \$3,000.00
PRODUCT: QTY 0 DOC STATUS 0 STATUS DT 2/27/04
CODE VLTN TITLE 47 BUR FILE NO EB03CF484 BUREAU NAME: EBCF
IDENTIFIER: COMMENTS:
CONTACT NAME: CHARLES MAGIN CONTACT NO: 3017250555
BFY 2004 FUND. FF PROG ORG. PROJ: BOC TYPE D

TOTAL FOR CUSTOMER NO. 0008064214 \$3,238 09

AR012-A
4/13/2004
11 05 49

RAMIS ACCOUNTS RECEIVABLE - (c) DSG, Inc
RECEIPTS DETAIL REPORT
SORTED BY TRANSACTION DATE, CD No., FEE CONTROL No.

PAGE 1
4/13/2004
11.05.49

CD No	CD DATE	FEE CONTROL No	FRN	PAYER NAME	TRANSACTION DATE	RECEIPT AMOUNT
560919	2/24/04	0402248835380001	0008064214	LYCOM COMMUNICATIONS INC.	2/23/04	\$1,152.36
PTC: 0371	Seq	1 Call	Sign: KY0337CLIF	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	18	Applied Amt	11 88		
Address: PO BOX 1114						
PTC: 0371	Seq	2 Call	Sign: WV0933GLEN	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	35	Applied Amt.	23 10		
Address: PO BOX 1114						
PTC: 0371	Seq	3 Call	Sign: WV1157WEBB	FCC Code 1.	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	31	Applied Amt.	20 46		
Address: PO BOX 1114						
PTC: 0371	Seq	4 Call	Sign: KY1156BLAI	FCC Code 1	FCC Code 2	Tin Number:
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	64	Applied Amt	42.24		
Address: PO BOX 1114						
PTC: 0371	Seq	5 Call	Sign: KY1177CHAR	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	131	Applied Amt	86 46		
Address: PO BOX 1114						
PTC: 0371	Seq	6 Call	Sign: KY0851LAWR	FCC Code 1.	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	657	Applied Amt	433 62		
Address: PO BOX 1114						
PTC: 0371	Seq	7 Call	Sign: KY1174LOUI	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	615	Applied Amt	405 90		
Address: PO BOX 1114						
PTC: 0371	Seq	8 Call	Sign: OH1969PROC	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	44	Applied Amt	29 04		
Address: PO BOX 1114						
PTC: 0371	Seq	9 Call	Sign: WV1272GENO	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	151	Applied Amt	99 66		
Address: PO BOX 1114						
560927	3/04/04	0403048205381001	0008064214	LYCOM COMMUNICATIONS INC	3/03/04	\$50 00
PTC: TAC	Seq	1 Call	Sign:	FCC Code 1	FCC Code 2	Tin Number
Applicant Name: LYCOM COMMUNICATIONS INC	QTY	1	Applied Amt	50 00		
Address: PO BOX 1114						

FY 2003
Regulatory
fee
payment

AR012-A
4/13/2004
11 05:49

RAMIS ACCOUNTS RECEIVABLE - (c) DSG, Inc
RECEIPTS DETAIL REPORT
SORTED BY TRANSACTION DATE, CD No , FEE CONTROL No

PAGE 2
4/13/2004
11 05:49

CD No	CD DATE	FEE CONTROL No	FRN	PAYER NAME	TRANSACTION DATE	RECEIPT AMOUNT
560952	4/05/04	0404058340271005A	0008064214	LYCOM COMMUNICATIONS INC.	4/07/04	\$50.00

Billing No. 0420000174 Seq. 1 Call Sign: FCC Code 1 FCC Code 2
PTC: 0399 QTY 1 Applied Amt: 50 00 Tin Number
Applicant Name
Address:

Total Applied. \$1,252 36 Total Receipt. \$1,252 36

[Close Window](#)

Registration Details

FRN: 0008064214**Registration Date:** 12/10/2002 02:11:40 PM**Last Updated:** 10/14/2003 09:27:53 AM**Business Name:** LYCOM COMMUNICATIONS INC.**Business Type:** Private Sector, Corporation**Contact Organization:****Contact Position:** PRESIDENT**Contact Name:** DONNA J. LYCANS ↗**Contact Address:** P.O.BOX 1114
LOUISA, KENTUCKY 41230
United States**Contact Email:****Contact Phone:** (606) 638-3600**Contact Fax:** (606) 638-4278

CORES

**Federal Communications Commission
BILL FOR COLLECTION**

FOR INQUIRIES CALL
1-202-418-1995
(Revenue & Receivable Ops Group)

Bill Number	Current Bill Date
0420000174	3/11/04

PAYER FRN#	APPLICANT FRN#
0008064214	0008064214

LYCOM COMMUNICATIONS INC
P O BOX 1114

LOUISA, KY 41230

Payable to:
Federal Communications Commission

Send a copy of this bill to:
Federal Communications Commission
REVENUE & RECEIVABLE OPER
P O BOX 358340
PITTSBURGH, PA 15251-8340

Total Amount Due	Due Date
\$288 09	3/26/04
Total Amount Due Must Be Received By	

SPECIAL INSTRUCTIONS (OPTIONAL)

PAYER FCC REGISTRATION NUMBER (FRN) REQUIRED

Assess penalty for late regulatory fee payment not received by 09/25/03

FCN 0402248835380001 CALL SIGN KY0337CLIF

PAYER ADDRESS LYCOM COMMUNICATIONS INC
P O BOX 1114

LOUISA, KY 41230

Please write your bill number on your remittance.

Please attach a copy of this bill to your payment to ensure proper credit.

PTC	Quantity	Fee Due
0399	1	\$288 09
Total Due		\$288 09

Payment Method Check ☐ (Attach) |
 Credit Card ☐ (Complete Below)

☐ MasterCard ☐ American Express
☐ VISA ☐ Discover

Account No

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Expiration

Month		Year	

I hereby authorize the FCC to charge my Credit Card for the service(s) / authorization(s) herein described

AUTHORIZED SIGNATURE

DATE

Fee Control No	Applicant FRN	Payer FRN	Payer Name	CD Date	Call Sign	FCC Code 1	FCC Code 2	TIN Number	PTC	Quantity	Reported Line Amount
0211058835256003	0008064214		LYCOM COMMUNICATION INC	11/5/02	KY0337			611379726	0271	18	\$9 54
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	KY0337CLIF				0371	18	\$11 88
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	WV0933GLEN				0371	35	\$23 10
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	WV1157WEB				0371	31	\$20 46
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	KY1156BLAI				0371	64	\$42 24
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	KY1177CHAR				0371	131	\$86 46
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	KY0851LAWR				0371	657	\$433 62
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	KY1174LOUI				0371	615	\$405 90
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	OH1969PROC				0371	44	\$29 04
0402248835380001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	2/24/04	WV1272GEN				0371	151	\$99 66
Sub Total										\$1,152.36	
0403048205381001	0008064214	0008064214	LYCOM COMMUNICATIONS INC	3/4/04					TAC	1	\$50 00
0404058340271005	0008064214	0008064214	LYCOM COMMUNICATIONS INC	4/5/04	0420000174				0399	1	\$0 00
0404208205417001	0008064214	0008064214	LYCOM COMMUNICATIONS	4/20/04					TAC	1	\$50 00
Grand Total										\$1,261.90	

BILL EXISTS - YOU ARE IN MODIFY MODE - PRESS F9 TO EXIT

RAMIS ACCOUNTS RECEIVABLE SUBSYSTEM

(C) DSC, INC.

Add/Modify Billing Information

Document Number 0420000174

FRN 0008064214

LYCOM COMMUNICATIONS, INC.

BILL DATE

02/25/94

BILL AMOUNT

\$238.09

BILL TYPE

FUND

BILL PAID

\$50.00

BILL DUE DATE

03/25/94

BILL BALANCE DUE

\$238.09

Dunning Indicator

BILL CYCLE

* INTEREST DUE

\$0.00

Referral Code

WAIVER

PENALTY DUE

\$0.00

Print Seq # 00018363

WAIVER DATE

ADMIN CHG DUE

\$0.00

Transaction Date

05/07/93

Acct Period 08 - Total Due

\$238.09

Bill Description

Assess penalty for late regulatory fee

Line Item Sequence 001

BY FUND

PROG

ORG

PROJ

BOC TYPE

Accounting Classification Code

2003 00

90

9500

065

0199

Product No. 0399

Quantity

1 Item Amount

\$238.09

Document Status 0

Item Paid

\$50.00

Transaction Code

Item Balance Due

\$238.09

Reference Type

Reference No. 0402248835380001

Line 001

Bureau File No. 20

Item Description

payment not received by 09/25/03

FY Days 360 Rate 3.00

F1 NEXT F2 PREV

F3 VERIFY

F4 CHM

F6 SAVE

F8 BACK

F9 EXIT

5/7/2004 ARIPNL2